Instt. IX-37—100,000—21-8-48.

(1948) Department

MS **SERIES.**

~~G.O.~~ **No.** 2940 P.14

Dated 30.8.48

[Despatch Abstract.]

[redacted] - Rule 65 of the Drugs Rules, 1945 - Amendment of - Views of this Government communicated to the Government of India -

No.F.1-13/48-D
Government of India,
Ministry of Health.

New Delhi, the 3rd August, 1948.

From
J.N. Saksena, Esq., B.A.,
Assistant Secretary to the Govt. of India,

To
The Secretary to the Govt. of Madras,
Education and Public Health Department, Madras.

Subject: Rule 2 and 65 of the Drugs Rules, 1945 - Amendment of -

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Sir,

I am directed to invite the attention of the Provincial Government to rule 65 of the Drugs Rules, 1945, which defines the conditions of retail sale of drugs and prescribes that certain specified poisons and medicines compounded on the prescriptions of medical practitioners can be sold only by or under the direct supervision of a 'qualified person' that is, a qualified pharmacist. In the absence of any recognised definition of a qualified person a definition has been made in the explanation to rule 65 itself. As the Provincial Governments are aware, the Pharmacy Bill has since become an Act which provides inter alia for the registration of qualified persons as Pharmacists. The Government of India therefore consider that the rules should be amended as in the draft notification attached.

2. I am to enquire whether the Provincial Government agree to the Drugs Technical Advisory Board being consulted in the matter in so far as the Provincial rules are concerned. If the Provincial Government agree the Central Government will consult the Board on behalf of itself and the Provincial Government and communicate the views of the Board to the Provincial Government. Further action for the amendment of the Central and Provincial Rules can be taken thereafter.

Yours faithfully,
(Sd.) J.N.Saksena,
Assistant Secretary.

Education & Public Health Department.

ENDT.No.5900/G1/48-1, Public Health dated 11-8-1948.

Referred to the Surgeon-General for remarks.

(By Order)

(Sd.) V.Ramaswami,
Assistant Secretary to Govt.

To
The Surgeon-General
with the Govt. of Madras.
(to be returned with reply)

P.T.O.

F.1-13/48-D.,
Government of India.
Ministry of Health.

DRAFT NOTIFICATION

The following draft of a certain further amendment to the Drugs Rules, 1945, which it is proposed to make in exercise of the powers conferred by sections 12 and 33 of the Drugs Act, 1940(XXIII of 1940), is published as required by the said sections for the information of all persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on or after the.....

Any objections or suggestions which may be received from any person in respect of the said draft before the date specified will be considered by the Central Government.

In rule 65 of the said Rules -

(i) for the words "qualified person" wherever they occur, except in the Explanation, the words "registered pharmacist" shall be substituted; and

(ii) for the Explanation, the following shall be substituted, namely:-

"Explanation. - In this Rule, 'registered pharmacist' means a pharmacist registered under the Pharmacy Act, 1948"

E & P.H. DEPARTMENT (G1).

LETTER(Mis.)2940, dated 30th August 1948.

To

The Secretary to the Government of India,
Ministry of Health, NEW DELHI.

Sir,

Rule 65 of the Drugs Rules, 1945 - Amendment of -

...

With reference to your department's letter No.F.1-13/48-D, dated the 3rd August, 1948 on the subject mentioned above I am directed to state that the Government of Madras agree to the Drugs Technical Advisory Board being consulted on behalf of this Government for the purpose of making an amendment to the Provincial Drugs Rules as proposed therein.

This Government await the views of the Drugs Technical Advisory Board in the matter.

Yours faithfully,

(Sd.) Govinda Menon T.

Copy to:-
The Surgeon-General.
(with reference to his letter R.No.68773/D/48, dated 16-8-48.

/TRUE COPY/

Superintendent,
Madras Record Office.
29.8.53

gs/15-6/